

**Introduced by Senator Kuehl**

February 16, 2006

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An act to add Sections 4513.5 and 4525.9 to the Public Resources Code, relating to forest resources.

**LEGISLATIVE COUNSEL'S DIGEST**

SB 1310, as introduced, Kuehl. Forest resources: sustained yield plans.

(1) The existing Z'berg-Nejedly Forest Practice Act of 1973 regulates timber harvesting on timberland, as specified, including prohibiting a person from conducting timber operations unless a timber harvesting plan prepared by a registered professional forester has been submitted to the Department of Forestry and Fire Protection, as specified, and approved. A willful violation of the act is a crime.

This bill would require a timberland ownership of more than 50,000 acres to be governed by a sustained yield plan, as the bill would define that term, to achieve specified resource protection goals. The bill would require the owner of a timberland ownership of more than 50,000 acres, on or before January 1, 2009, to submit a sustained yield plan to the department for review and approval, and to include in that sustained yield plan an assessment of the cumulative impacts of timber harvesting on fish, wildlife, and water quality. Because a willful violation of these requirements would be a crime, the bill would impose a state-mandated local program. The bill would require department review of a proposed sustained yield plan to be subject to public review, as specified.

(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: yes.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 4513.5 is added to the Public Resources  
2 Code, to read:

3 4513.5. To achieve sustainable management of timberland  
4 and to achieve the resource protection goals of Sections 4512 and  
5 4513, a timberland ownership of more than 50,000 acres shall be  
6 governed by a sustained yield plan. On or before January 1,  
7 2009, the owner of a timberland ownership of more than 50,000  
8 acres shall submit a sustained yield plan to the department for  
9 review and approval, and shall include in that sustained yield  
10 plan an assessment of the cumulative impacts of timber  
11 harvesting on fish, wildlife, and water quality. Department  
12 review of a proposed sustained yield plan is subject to public  
13 review pursuant to the forest practice rules adopted by the board  
14 and shall be available for public review for \_\_\_\_\_ weeks.

15 SEC. 2. Section 4525.9 is added to the Public Resources  
16 Code, to read:

17 4525.9. “Sustained yield plan” means a document prepared in  
18 accordance with the forest practice rules adopted by the board,  
19 and that, upon approval by the department, is a discrete and  
20 publicly available document, that the department shall make  
21 available for review and copying at the department’s regional  
22 headquarters that provides services for the timberlands covered  
23 by the sustained yield plan.

24 SEC. 3. No reimbursement is required by this act pursuant to  
25 Section 6 of Article XIII B of the California Constitution because  
26 the only costs that may be incurred by a local agency or school  
27 district will be incurred because this act creates a new crime or  
28 infraction, eliminates a crime or infraction, or changes the  
29 penalty for a crime or infraction, within the meaning of Section  
30 17556 of the Government Code, or changes the definition of a

1 crime within the meaning of Section 6 of Article XIII B of the  
2 California Constitution.

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